



23026 U.S. PTO

032904

PATENT

ATTORNEY DOCKET N°: DEV 03-10-2
EXPRESS MAIL LABEL N°: EV 380 207 177 US

22141 U.S. PTO
10/81235

032904

NON-PROVISIONAL PATENT APPLICATION TRANSMITTAL LETTER

MAIL STOP PATENT APPLICATION
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

Transmitted herewith for filing is the patent application of:

INVENTORS:	Mark A. Etter 827 Mary Key Drive Humboldt, TN 38343 Citizen of United States	J. Cody Stilwell 49 Inca Cove Jackson, TN 38305 Citizen of United States
	Jeff Brian Thompson 18 Surrey Downs Cove Jackson, TN 38305 Citizen of United States	Gary D. White 587 N. Main Street Medina, TN 38355 Citizen of United States

Title: **PORTABLE AIR COMPRESSOR HAVING STORAGE COMPARTMENT**

CERTIFICATION UNDER 37 C.F.R. §1.10

I hereby certify that this Non-provisional Patent Application Transmittal and the documents referred to as enclosed therein are being deposited with the United States Postal Service on this date, March 29, 2004 in an envelope as "Express Mail Post Office to Addressee", Mailing Label N° EV 380 207 177 US, with sufficient postage, addressed to: MS Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Penny L. Flint
Penny L. Flint

DATED: March 29, 2004**1. Type of Application**

This is a Non-Provisional Application.

2. Benefit of Prior U.S. Application(s) (35 U.S.C. § 119(e))

<u>USSN</u>	<u>Filing Date</u>	<u>Inventor(s)</u>	<u>Status</u>
60/458,774	03/28/2003	Etter	Pending

3. Papers Enclosed That Are Required for Filing Date under 37 C.F.R. §1.53(b) (Regular) or 37 C.F.R. §1.153 (Design) Application

Nine (9) Pages of Specification;
Four (4) Pages of Claims;
One (1) Page of Abstract; and
Five (5) Sheets of Drawing Figures.

4. Additional Papers Enclosed

Information Disclosure Statement is attached.

Request and Certification Under 35 U.S.C. 122(b)(2)(B)(i) is attached.

5. Declaration or Oath

Signed Declaration and Power of Attorney is attached.

6. Inventorship Statement

The inventorship for all the claims in this application are the same.

7. Language

English.

8. Assignment

Signed Assignment and Recordation Form Cover Sheet are attached.

9. Certified Copy

None are required.

10. Fee Calculation (37 C.F.R. §1.16)

BASIC FEE

Standard Fee	\$770.00	\$770.00
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EXCESS CLAIM FEE

TOTAL OVER TWENTY	27	-20	0	7	\$18.00	\$126.00
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INDEPENDENT OVER THREE	3	-3	0	0	\$86.00	\$0.00
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MULTIPLE DEPENDENT					\$290.00	\$0.00
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ASSIGNMENT RECORDATION FEE				\$40.00	\$40.00	\$40.00
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TOTAL FILING FEES					\$936.00	\$936.00
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- 11. Small Entity Status**-Applicant does not request small entity status under 37 C.F.R. § 1.27.
- 12. Request for International - Type Search (37 C.F.R. §1.104(d))**
None required.
- 13. Authorization to Charge Fees**

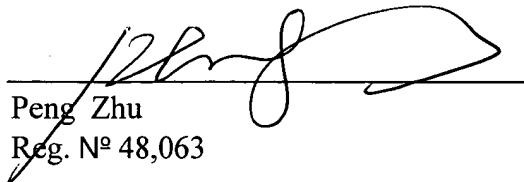
The Commissioner is hereby authorized to charge the filing fees of **\$936.00** to Deposit Account N° 19-4882. Please charge any underpayments related to this filing or credit any excess to Deposit Account N° 19-4882. A copy of this *Transmittal* is enclosed for accounting purposes only.

Please direct all correspondence and telephone calls to:

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DATED: March 29, 2004.

Respectfully submitted,
Mark A. Etter et al.,
DeVilbiss Air Power Company,

By 
Peng Zhu
Reg. N° 48,063

This Transmittal Ends With This Page.

PATENT
Attorney Docket N°: DEV 03-10-2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Mark A. Etter, et al.
Express Mail N° : EV 380 207 177 US
Filed : March 29, 2004
For : **PORTABLE AIR COMPRESSOR HAVING STORAGE COMPARTMENT**

MAIL STOP PATENT APPLICATION
COMMISSIONER FOR PATENTS
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**REQUEST AND CERTIFICATION
UNDER 35 U.S.C. 122(b)(2)(B)(i)**

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

Dated: March 29, 2004



Peng Zhu
Reg. N° 48,063
CUSTOMER NO. 23531

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**